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CANADA

In re Application of:  
BEAUCHAMP, Fern :  
Application No.: 10/076,481 :  
Filing Date: February 19, 2002 :  
Attorney's Docket No.: 409p5 :  
For: COMBINATION SCREW DRIVER  
AND BIT HOLDER :

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**OFFICE OF PETITIONS**

DECISION ON PETITION FOR  
REVIVAL OF ABANDONED  
APPLICATION UNDER  
37 CFR 1.137(b)

This is a decision on the petition under 37 CFR 1.137(b) to revive the above-entitled application, filed December 20, 2005.

The petition is **GRANTED**.

This application became abandoned for failure to timely file a proper reply to the final Office action mailed April 07, 2004, which set a shortened statutory period of reply of three (3) months. On June 25, 2004, applicants filed an Amendment in response to the final Office Action. However, as indicated in the Advisory Action mailed August 16, 2004, the Amendment was not sufficient to place the application in condition for allowance. Accordingly, the application was abandoned as of midnight on July 07, 2004.

On December 20, 2005, applicants filed the petition for revival under 37 CFR 1.137(b) considered herein. The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that it includes: (1) the petition fee; (2) the required statement of unintentional delay; and (3) the required reply in the form of a Request For Continued Examination (RCE), with fee (the Amendment previously filed on June 25, 2004 satisfies the submission requirement of 37 CFR 1.114). Accordingly, the reply to the final Office action of April 07, 2004 (in the form of the RCE and submission) is accepted as having been unintentionally delayed.

The application file is being referred to Technology Center AU 3723

Telephone inquiries concerning this decision should be directed to the undersigned.

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